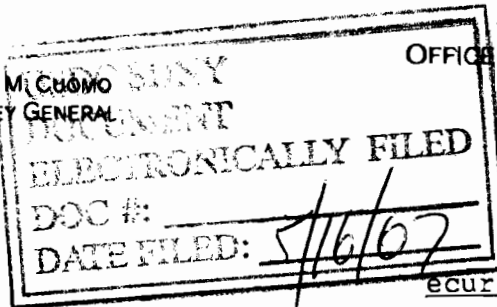




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BUREAU CHIEF FOR LITIGATION

May 15, 2007

BY FACSIMILE TRANSMISSION (212) 805-0436

The Honorable Gerard E. Lynch
United States District Judge
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, New York 10007-1312

RE: Mental Hygiene Legal Service v. Spitzer, et al.,
07-CV-2935 (GEL) (AJP)

Dear Judge Lynch:

The Attorney General represents the Defendants in this action, which is a declaratory judgment action challenging certain aspects of New York's Sex Offender Management and Treatment Act ("SOMTA"), which became effective on April 13, 2007. By order of this Court dated May 2, 2007, Defendants' response to the Complaint and the motion for a preliminary injunction is due tomorrow, May 16, 2007.

Defendants have decided that, in addition to opposing the motion for a preliminary injunction, they wish to move to dismiss the Complaint. This Court's rules provide that memoranda in support of motions can be no longer than twenty-five pages, unless this Court orders otherwise. Individual Practices, Rule 2, D. The Complaint sets out nine causes of action, and the motion for a preliminary injunction requests that eight separate practices be enjoined. Unfortunately, it appears that, given the complexity of the issues presented, Defendants will not be able to edit their memorandum so that both their opposition to the motion for a preliminary injunction and their argument supporting their motion to dismiss will fit within this Court's twenty-five page limit on memoranda. Accordingly, Defendants respectfully request that they be permitted to file a memorandum of up to thirty-five pages.

TO: Hon. Gerard E. Lynch, U.S.D.J.

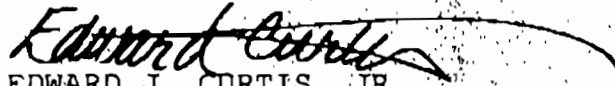
May 15, 2007

RE: Mental Hygiene Legal Service v. Spitzer, et al.

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I spoke with Dennis Feld, who represents Plaintiff, and he stated he has no opposition to this application. We appreciate your consideration of this request.

Respectfully yours,



EDWARD J. CURTIS, JR.

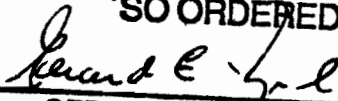
Assistant Attorney General

ejc

cc: Sadie Zea Ishee (facsimile (212) 779-7899)

Dennis Feld (facsimile (516) 746-4372)

*SO ORDERED



GERARD E. LYNCH, U.S.D.J.

5/15/07